

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

TRAVELOCITY.COM LP,

Plaintiff,

v.

TRAVELOCITYINDIA.COM,

Defendant.

CIVIL ACTION NO. 1:09-CV-884

**PLAINTIFF'S MOTION TO DIRECT SERVICE OF PROCESS BY PUBLICATION**

Plaintiff Travelocity.com LP ("Travelocity"), by counsel, hereby moves this Court to direct service by publication in this matter pursuant to the Anti-Cybersquatting Consumer Protection Act ("ACPA"), 15 U.S.C. § 1125(d)(2)(A)(ii)(II), 15 U.S.C. § 1125(d)(2)(B).

As explained in detail in the accompanying memorandum, the service of process requirements for actions filed under the *in rem* provisions of the ACPA provide that service be accomplished by both notifying the registrant of the domain name at issue at the postal and e-mail address provided by the registrant to the registrar, and then publishing notice of the action as the Court may direct promptly after filing the action. *Id.*

The Defendant domain name <travelocityindia.com> is registered to Travelocity (India) Pvt Ltd. ("TIPL"). TIPL identified its address in the registration record for the domain name as Mumbai, null, 400 708, IN, and its e-mail address as "naresh@travelocityindia.com." On July 24, 2009, Travelocity sent notice of its intent to proceed against the Defendant to the postal and e-mail address provided by the registrant to the registrar.

WHEREFORE, Travelocity respectfully moves this Court to direct service of process by publication in the form detailed in the accompanying memorandum, and for any other relief the Court deems just and proper. A proposed order is attached hereto.

Respectfully submitted, this 11th day of August, 2009.

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 11<sup>th</sup> day of August 2009, I have electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to all filing users.

And I hereby certify that I have sent the foregoing to the registrant of the of Defendant Domain Name <travelocityindia.com> via e-mail at the following e-mail address and via international UPS at the postal address the registrant provided to the registrar for the domain name <travelocityindia.com>:

Travelocity (India) PVT, Ltd.  
c/o Naresh  
Mumbai, null, 400 708,  
INDIA  
e-mail: naresh@travelocityindia.com

/s/ Jason D. Rosenberg  
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